



REGISTRAR OF REGULATIONS

08 MAY 28 PM 3:10

COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 042-131, BLACKWATER AND DAVIS CREEKS

EFFECTIVE 10 JUNE 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

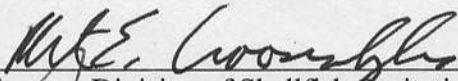
1. The "Notice and Description of Shellfish Area Condemnation Number 042-131, Blackwater and Davis Creeks," effective 26 June 2006, is cancelled effective 10 June 2008.
2. Condemned Shellfish Area Number 042-131, shown as Sections A, B, C and D, is established, effective 10 June 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Blackwater and Davis Creeks, Condemned Shellfish Area Number 042-131, 10 June 2008" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 042-131, shown as Section M1, is hereby established, effective 10 June 2008, for the period June 10, 2008, through October 31, 2008, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of this area are shown on the map titled "Blackwater and Davis Creeks, Condemned Shellfish Area Number 042-131, 10 June 2008" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 042-131

- A. The condemned area shall include that portion of Greenmansion Cove and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°25'35.9", -76°24'06.6") and map coordinate (37°25'34.7", -76°24'01.1").

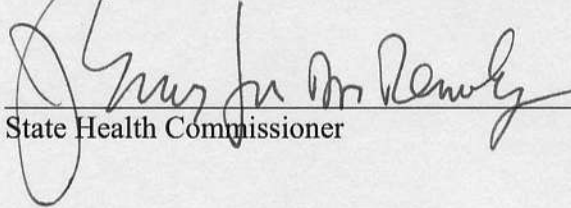
- B. The condemned area shall include all of Oakland Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°25'27.0", -76°24'00.4") and map coordinate (37°25'19.3", -76°23'58.9").
- C. The condemned area shall include that portion of Davis Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°23'52.9", -76°25'12.9") and map coordinate (37°23'53.3", -76°25'15.7").
- D. The condemned area shall include that portion of Blackwater Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°26'05.7", -76°24'41.5") and map coordinate (37°26'07.8", -76°24'35.1").
- M1. The seasonally condemned area shall include that portion of Greenmansion Cove lying upstream of a line drawn between latitude/longitude map coordinate (37°25'29.5", -76°24'17.5") and map coordinate (37°25'29.8", -76°24'08.2"); but excluding the area defined as Section A.

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:



State Health Commissioner

5/27/08

Date

**Virginia Department of Health
Blackwater and Davis Creeks
Condemned Shellfish Area
Number 042-131
10 June 2008**

0 2,000 4,000
Feet



Mathews County

Chapel Neck Rd

Blackwater
Creek
05-14-00

**Section
D**

(37°26'05.7", -76°24'41.5")

(37°26'07.8", -76°24'35.1")

Greenmansion
Cove
05-14-04

**Section
A**

Marina Rd

(37°25'35.9", -76°24'06.6")

**Section
M1**

(37°25'29.5", -76°24'17.5")

(37°25'29.8", -76°24'08.2")

(37°25'27.0", -76°24'00.4")

**Section
B**

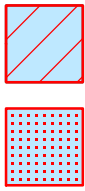
Oakland
Creek
05-14-02

STHY 617

Hampton
Creek
05-14-01

Daniel Ave

Hobday St



Condemned Shellfish Areas
(Sections A - D)

Seasonally Condemned Shellfish Area
(Section M1)

North River
05-12-00

Gloucester County

Anchorage Ln

**Section
C**

(37°23'53.3", -76°25'15.7")

(37°23'52.9", -76°25'12.9")

Davis Creek
05-12-03

Point Rd

Mathews County

Holly Point Rd

N Wood Rd

Geographic coordinates in NAD83 datum;
shown in degrees, minutes & seconds.